

HOUSE COMMITTEE ON AGRICULTURE & FORESTRY

February 20, 2001
3:30 PM

Hearing Room 50
Tapes 33 - 34

MEMBERS PRESENT: Rep. Jeff Kropf, Chair
Rep. Al King, Vice-Chair
Rep. Donna Nelson, Vice-Chair
Rep. Dan Doyle
Rep. Elaine Hopson
Rep. Wayne Krieger
Rep. Mary Nolan
Rep. Tootie Smith

VISTING MEMBERS: Rep. Bob Jenson
Rep. Jan Lee
Rep. Jeff Kruse
Rep. Patti Smith
Rep. Carolyn Tomei

MEMBER EXCUSED: Rep. Robert Ackerman

STAFF PRESENT: Sandy Thiele-Cirka, Committee Administrator
Ray Kelly, Committee Administrator
Michael Reiley, Committee Assistant

MEASURE/ISSUES HEARD: HB 2156 – Public Hearing, Joint Meeting with House Stream Restoration and Species Recovery Committee
HB 2222 – Public Hearing

These minutes are in compliance with Senate and House Rules. Only text enclosed in quotation marks reports a speaker's exact words. For complete contents, please refer to the tapes.

TAPE/#	Speaker	Comments
TAPE 33, A		
The committee met jointly with the House Stream Restoration and Species Recovery committee.		
003	Chair Jenson	Calls meeting to order at 3:42 p.m. Opens public hearing on HB 2156.
<u>HB 2156 – PUBLIC HEARING</u>		
023	Larry Knudsen	Assistant Attorney General, Department of Justice. Representing Oregon Department of Agriculture (ODA). Explains amendments to HB 2156.
057	Rep. Kropf	Clarifies that Department of Environmental Quality (DEQ) and ODA will have joint authority on Animal Feeding Operations/Confined Animal Feeding Operations (AFO/CAFO) until formal authority is delegated, wonders if there would be a need for DEQ to still be involved.
062	Kundsen	Answers that if delegation is accomplished, legislature could either remove DEQ reference or it could “remain on the books” as an ODA program.

068	Rep. Kropf	Asks if there is need for DEQ to continue their authority.
072	Knudsen	Explains that once delegation by the Environmental Protection Agency (EPA) is accomplished, DEQ would no longer be dealing with CAFO. Explains why.
079	Rep. Kruse	Asks, once EPA delegates authority, would it make sense to write in statute that DEQ authority would cease.
088	Knudsen	Answers that it would be possible but may not be necessary. Clarifies that what has occurred in the past has not been inconsistent with delegation agreement. Explains that the present memorandum of agreement between DEQ and ODA for CAFO is for state component of the program, not for federal permits.
105	Rep. Kruse	Re-asserts that he feels it does not make sense to have dual authority over a program.
108	Knudsen	Continues explanation of amendments.
155	Chair Jenson	Asks Mr. Knudsen to repeat ORS statute previously referenced.
158	Knudsen	Repeats statute.
165	Chuck Craig	Deputy Director, Oregon Department of Agriculture. Explains emergency clause amendment. Points out "obsolete provisions."
206	Dan O’Palski	Director of Oregon Operations Office, Region 10, EPA. Explains proposed legislation.
253	Chair Jenson	Asks if EPA’s legal staff has been working with attorney general’s office on amendments.
257	O’Palski	Answers yes. Explains EPA may have concerns about necessity for more legislation when authority is actually delegated.
277	Glen Stonebrink	Oregon Cattlemen’s Association. Explains why AFO and CAFO are different and should be treated differently. Expresses desire for public hearings in making policy.
318	Rep. King	Points out that in previous meeting, Director Ward of ODA had expressed intentions to hold meetings as per Mr. Stonebrink’s request.
323	Stonebrink	Asks if Rep. King is referring to outreach or rule making.
326	Rep. King	Answers rule making.
329	Stonebrink	Expresses a desire to see language regarding public hearings put into HB 2156.
343	Rep. Nelson	Asks Mr. Stonebrink to clarify how he would like amendments to address the outreach program.
349	Stonebrink	Explains that ranchers have been fined even though they were unaware that they were in violation of federal law. Stresses desire for information to be disseminated to those who are affected to obtain full compliance with the law.
374	Rep. Nelson	Asks Mr. Stonebrink if he would be willing to draft ideas for the committee.
379	Stonebrink	Answers yes.
390	Chair Jenson	Asks Mr. Knudsen what would need to be done to implement Mr. Stonebrink’s ideas.
396	Knudsen	Explains that language was not put in HB 2156 because he felt it was not applicable in dealing with federal regulations.

TAPE 34, A

004	Rep. Nelson	Stresses desire for collaboration to solve differences.
013	Chair Jenson	Closes public hearing on HB 2156.
018	Chair Kropf	Opens public hearing on HB 2222. Calls five-minute recess.

House Agriculture and Forestry Committee only

HB 2222 – PUBLIC HEARING

145	Jack Roberts	Commissioner, Oregon Bureau of Labor and Industries. Submits
-----	--------------	--

		and reads prepared testimony in support of HB 2222 (EXHIBIT A). Points out that many different groups are in agreement about HB 2222. Notes that amendments that facilitated agreement are not yet ready.
173	Eric Olson	Vice President of Workforce Development for Southern Oregon Goodwill Industries. Submits and reads prepared testimony in support of HB 2222 (EXHIBIT B).
237	Rep. Nolan	Asks how quickly Goodwill would be able to take advantage of HB 2222 if passed.
243	Olson	Answers that should it pass, they would immediately apply for a farm labor contract license and would be prepared to provide temporary labor to those who request it.
251	Rep. Nelson	Expresses gratitude for all the work that has been done regarding HB 2222.
259	Rep. King	References prepared testimony and asks if Goodwill is taking action with reforestation and farm labor to match up with statute language or if it really a business area that they want to be involved in. Asks about language in amendments.
297	Roberts	Answers. Explains language in amendment section of prepared testimony.
311	Rep. King	Clarifies that language is not constricting Goodwill.
313	Roberts	Answers correct.
322	Michael Dale	Oregon Law Center. Testifies in support of HB 2222. Gives background of representing farm workers and forestry workers. Commends Commissioner Roberts and others for working for Goodwill.
360	Chair Kropf	Closes public hearing on HB 2222. Adjourns meeting at 4:35 p.m.

Submitted By,

Reviewed By,

Michael Reiley,
Committee Assistant

Ray Kelly,
Committee Administrator

EXHIBIT SUMMARY

A – HB 2222, written testimony, Jack Roberts, 1 p

B – HB 2222, written testimony, Eric Olson, 3 pp